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22276 U.S. PTO  
10/670749  
09/25/03

Address to:

Mail Stop PATENT APPLICATION  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Attorney's Docket No. PRKR-4100

First Named Inventor KEVIN P. PARKER

**UTILITY PATENT APPLICATION TRANSMITTAL**  
( under 37 CFR 1.53(b) )

SIR:

Transmitted herewith for filing is the patent application entitled:

**APPARATUS AND METHOD FOR BINDING A BOOK**

**CERTIFICATION UNDER 37 CFR § 1.10**

I hereby certify that this New Application and the documents referred to as enclosed herein are being deposited with the United States Postal Service on this date September 25, 2003, in an envelope bearing "Express Mail Post Office To Addressee" Mailing Label Number EV 322540120 US addressed to: Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Philip A. Girard

(Name of person mailing paper)

(Signature)

Enclosed are:

1. ☒ Transmittal Form (two copies required)
2. The papers required for filing date under CFR § 1.53(b):
  - i. 36 Pages of specification (including claims and abstract);
  - ii. 31 Sheet of drawings.  
— formal ☒ informal
3. Declaration or oath
  - a. ☒ New Original – [UNSIGNED]
  - b. — Copy from a prior application (37 CFR 1.63(d))  
(for continuation/divisional with Item 12 completed)
  - Incorporation By Reference (to be used if Item 3b is checked)

The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Item 3b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

- i. — DELETION OF INVENTOR(S)  
Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b)
4. — Microfiche Computer Program (Appendix, see 37 CFR 1.96)
5. — Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)

## ACCOMPANYING APPLICATION PARTS

6. ☐ An assignment of the invention to ☐ is attached (including Form PTO-1595).
- ☐ The prior application is assigned of record to ;  
Assignment recorded in PTO on ☐, Reel ☐, Frame(s) ☐.
- ☐ The prior application is assigned, and the assignment (copy attached) was submitted to PTO for recording on ☐.
- i. ☐ 37 CFR 3.73(b) Statement (when there is an assignee)
7. ☐ Power of Attorney
8. ☐ An Information Disclosure Statement (IDS) is enclosed, including a PTO-1449 and ☐ references.
9. ☐ Preliminary Amendment.
10. ☒ Return Receipt Postcard (MPEP 503 -- should be specifically itemized)
11. ☐ Other -

**12. If a CONTINUING APPLICATION, check appropriate box and supply the requisite information**

- ☐ Continuation  
☐ Divisional  
☒ Continuation-In-Part (CIP)

of immediately prior application No. **10/262,721**, filed on **October 2, 2002**.

- i. RELATE BACK - 35 USC 120: If one of the above boxes are checked, please amend the specification by inserting before the first line the sentence: --This is a continuation-in-part of Application No. 10/262,721, filed October 2, 2002.--

**[Note to form user: lines for item 12 are intentionally spaced to permit Examiner amendments.]**

ii. MAINTENANCE OF COPENDENCY OF PRIOR APPLICATION

(This item must be completed and the necessary papers filed in the prior application if the period set in the prior application has run).

- ☐ A petition, fee and response has been filed to extend the term in the pending prior application until ☐.

iii. CONDITIONAL PETITIONS FOR EXTENSION OF TIME IN PRIOR APPLICATION

(Complete this item and file conditional petition in prior application if previous item (ii) not applicable).

- ☐ A conditional petition for extension of time is being filed in the pending prior application.

**13. FOREIGN PRIORITY**

- ☐ Priority of application no. ☐ filed on ☐ in ☐ is claimed under 35 USC 119.

#### 14. FEE CALCULATION

- a. ☐ Amendment changing number of claims or deleting multiple dependencies is enclosed.

##### CLAIMS AS FILED

	Number Filed	Number Extra	Rate	Basic Fee (\$750)
Total Claims	28 – 20	*0	x \$18.00	0
Independent Claims	7 – 3	*4	x \$84.00	336.00
<input type="checkbox"/> Multiple dependent claim(s), if any			\$280.00	0

\*If less than zero, enter "0".

Filing Fee Calculation \$1,086.00

50% Filing Fee Reduction (if applicable) . . . . . \$543.00

#### 15. Small Entity Status

- a. ☒ Small entity status is claimed.  
b. ☐ A small entity statement was filed in the prior nonprovisional application and such status is still proper and desired.  
c. ☐ is no longer claimed.

#### 16. Other Fees

- ☐ Recording Assignment [\$40.00] ..... \$  
☐ Other fees  
Specify ..... \$

Total Fees Enclosed.....\$0

#### 17. Payment of Fees

- ☐ A check in the amount of \$ is enclosed.  
☐ Charge Account No. 50-1697 in the amount of \$.  
**A duplicate of this transmittal is attached.**

#### 18. All correspondence regarding this application should be forwarded to the undersigned attorney:


Philip A. Girard  
GIRARD & EQUITZ LLP  
400 Montgomery Street, Suite 1110  
San Francisco, CA 94104  
Telephone: 415/433-2250  
Facsimile: 415/433-2255

#### 19. Authorization to Charge Additional Fees

- ☐ The Commissioner is hereby authorized to charge any additional fees (or credit any overpayment) associated with this communication and which may be required under 37 CFR § 1.16 or § 1.17 to Account No. 50-1697. **A duplicate of this transmittal is attached.**

GIRARD & EQUITZ LLP

By:

  
Philip A. Girard  
Registration No. 28,848  
Attorney(s) or Agent(s) of Record

September 25, 2003  
(Date)

Attorney Docket No. PRKR-4100